

Environmental Protection Agency

§ 80.1650

(i) Provide a retained sample portion to the Administrator's authorized representative; and

(ii) Ship a retained sample portion to EPA, within two working days of the date of the request, by an overnight shipping service or comparable means, to the address and following procedures specified by EPA, and accompanied with the sulfur test result for the sample determined under §80.1642 or the calculated sulfur content of the batch from which the sample was drawn determined pursuant to the requirements of §80.1611(e).

(b) [Reserved]

§80.1644 Sampling and testing requirements for producers and importers of certified ethanol denaturant.

(a) *Sample and test each batch of certified ethanol denaturant.* (1) Producers and importers of certified ethanol denaturant shall collect a representative sample from each batch of certified ethanol denaturant produced or imported and test each sample to determine its sulfur content for compliance with requirements under this subpart prior to the ethanol denaturant leaving the production or import facility, using the sampling and testing methods provided in this section or §§80.8 (sampling) and 80.47 (testing).

(2) The requirements of this section apply beginning January 1, 2017 or on the first day that an ethanol denaturant manufacturer designates a batch of ethanol denaturant as compliant with the requirements of §80.1611, whichever is earlier.

(b) *Determination of certified ethanol denaturant sulfur content.* Producers and importers of certified ethanol denaturant who are required to test each batch of certified ethanol denaturant they produce or import to determine its sulfur content pursuant to the requirements of §80.1611 shall use the testing methods specified in paragraph (c) of this section.

(c) *Test method for measuring sulfur content of certified ethanol denaturant.* (1) For purposes of paragraph (b) of this section, producers and importers of certified ethanol denaturant shall use the method provided in §80.47 to measure the sulfur content of certified eth-

anol denaturant they produce or import. Alternative test methods may be used as approved by the Administrator.

(2) The sulfur content of each batch of ethanol denaturant shall be reported to the nearest ppm.

§80.1645 Sample retention requirements for producers and importers of denaturant designated as suitable for the manufacture of denatured fuel ethanol meeting federal quality requirements.

Beginning January 1, 2017, or on the first day that any producer or importer of ethanol denaturant designates a batch of ethanol denaturant as suitable for the manufacture of denatured fuel ethanol meeting federal quality requirements, whichever is earlier, the ethanol denaturant producer or importer shall do all the following:

(a) Retain a representative portion of each sample collected under §80.1644, of at least 330 milliliters in volume.

(b) Retain sample portions for the most recent 20 samples collected, or for each sample collected during the most recent 21 day period, whichever is greater, not to exceed 90 days for any given sample.

(c) Comply with the ethanol denaturant sample handling and storage procedures under §80.1644 for each sample portion retained.

(d) Comply with any request by EPA to—

(1) Provide a retained sample portion to the Administrator's authorized representative; and

(2) Ship a retained sample portion to EPA, within two working days of the date of the request, by an overnight shipping service or comparable means, to the address and following procedures specified by EPA, and accompanied with the sulfur test result for the sample determined under §80.1644.

§§ 80.1646–80.1649 [Reserved]

§ 80.1650 Registration.

The following registration requirements apply under this subpart:

(a) *Registration.* Registration with the EPA Administrator is required for any—

(1) Gasoline refiner or importer having any refinery or import facility subject to the gasoline sulfur standards

under this subpart O, unless already registered as a gasoline refiner or importer under § 80.76 or § 80.103.

(2) Oxygenate producer or importer having any oxygenate production facility or import facility subject to the oxygenate sulfur standards under § 80.1610.

(3) Oxygenate blender who has any oxygenate blending facility that blends oxygenate into gasoline, RBOB, or CBOB where the resulting gasoline is subject to the gasoline sulfur standards under this subpart O, unless already registered as an oxygenate blender under § 80.76.

(4) Producer or importer of certified.

(b) *Registration dates.* (1) Any gasoline refiner or importer required to register shall do so by December 1, 2016, or at least 30 days in advance of the first date that such person will produce or import reformulated gasoline, conventional gasoline, RBOB, or CBOB, whichever is earlier. If a previously unregistered refiner or importer intends to generate credits prior to January 1, 2017 (pursuant to § 80.1615), registration must occur at least 90 days prior to submitting an annual compliance report demonstrating credit generation.

(2) Any oxygenate producer or importer required to register shall do so by November 1, 2016, or at least 60 days in advance of the first date that such person will produce or import oxygenate, whichever is earlier.

(3) Any oxygenate blender required to register shall do so by November 1, 2016, or at least 90 days in advance of the first date that such person will blend oxygenate into RBOB, whichever is earlier.

(4) Any ethanol denaturant producer or importer required to register shall do so by November 1, 2016, or at least 60 days in advance of the first date that such person will produce or import ethanol denaturant, whichever is earlier.

(c) *Refiner registration.* (1) Registration shall be on forms and use procedures prescribed by the Administrator, and shall include all the following information:

(i) The name, business address, contact name, email address, and telephone number of the refiner.

(ii) For each separate refinery, the facility name, physical location, con-

tact name, email address, telephone number, and type of facility.

(iii) For each separate refinery—

(A) Whether records are kept on-site or off-site of the refinery.

(B) If records are kept off-site, the primary off-site storage facility name, physical location, contact name, email address, and telephone number.

(iv) For each separate refinery that produces reformulated gasoline and/or RBOB, the name, address, contact name, email address, and telephone number of the independent laboratory used to meet the independent analysis requirements of § 80.65(f).

(2) EPA will supply a company registration number to each refiner, and a facility registration number for each refinery that is identified. These registration numbers shall be used in all reports to the Administrator.

(3)(i) Any refiner shall submit updated registration information to the Administrator within thirty days of any occasion when the registration information previously supplied becomes incomplete or inaccurate; except that

(ii) EPA must be notified in writing of any change in designated independent laboratory under paragraph (a)(1)(iv) of this section at least thirty days in advance of such change.

(d) *Gasoline importer registration.* (1) Registration shall be on forms and use procedures prescribed by the Administrator, and shall include all the following information:

(i) The name, business address, contact name, email address, and telephone number of the importer.

(ii) For each importer's operations in a single PADD:

(A) Whether records are kept on-site at the registered address or off-site.

(B) If records are kept off-site, the primary off-site storage facility name, physical location, contact name, email address, and telephone number.

(C) For importers that import reformulated gasoline and/or RBOB, the name, address, contact name and telephone number of the independent laboratory used to meet the independent analysis requirements of § 80.65(f).

(2) EPA will supply a company registration number to each importer. This registration number shall be used in all reports to the Administrator.

(3)(i) Any importer shall submit updated registration information to the Administrator within thirty days of any occasion when the registration information previously supplied becomes incomplete or inaccurate; except that

(ii) EPA must be notified in writing of any change in designated independent laboratory under paragraph (d)(1)(ii)(C) of this section at least thirty days in advance of such change.

(e) *Oxygenate producer registration.* (1) Registration shall be on forms and use procedures prescribed by the Administrator, and shall include all the following information:

(i) The name, business address, contact name, email address, and telephone number of the oxygenate producer.

(ii) For each separate oxygenate production facility, the facility name, physical location, contact name, telephone number, and type of facility.

(iii) For each separate oxygenate production facility—

(A) Whether records are kept on-site or off-site of the refinery.

(B) If records are kept off-site, the primary off-site storage facility name, physical location, contact name, and telephone number.

(iv) The type and chemical composition of the oxygenate.

(2) EPA will supply a company registration number to each oxygenate producer, and a facility registration number for each oxygenate production facility that is identified. These registration numbers or those provided under § 80.1450 shall be used in all reports to the Administrator.

(3) Any oxygenate producer shall submit updated registration information to the Administrator within thirty days of any occasion when the registration information previously supplied becomes incomplete or inaccurate.

(f) *Oxygenate importer registration.* (1) Registration shall be on forms and use procedures prescribed by the Administrator, and shall include all the following information:

(i) The name, business address, contact name, and email address, telephone number of the importer.

(ii) For each importer's operations in a single PADD—

(A) Whether records are kept on-site at the registered address or off-site.

(B) If records are kept off-site, the primary off-site storage facility name, physical location, contact name, email address, and telephone number.

(iii) The type and chemical composition of the oxygenate.

(2) EPA will supply a company registration number to each importer. This registration number shall be used in all reports to the Administrator.

(g) *Oxygenate blender registration.* (1) Registration shall be on forms and use procedures prescribed by the Administrator, and shall include all the following information:

(i) The name, business address, contact name, and email address, telephone number of the oxygenate blender.

(ii) For each separate oxygenate blending facility, the facility name, physical location, contact name, telephone number, and type of facility.

(iii) For each separate oxygenate blending facility—

(A) Whether records are kept on-site or off-site of the refinery.

(B) If records are kept off-site, the primary off-site storage facility name, physical location, contact name, email address, and telephone number.

(iv) The type and chemical composition of the oxygenate.

(2) EPA will supply a company registration number to each oxygenate blender, and a facility registration number for each oxygenate blending facility that is identified. These registration numbers or those provided under § 80.1450 shall be used in all reports to the Administrator.

(3) Any oxygenate producer shall submit updated registration information to the Administrator within thirty days of any occasion when the registration information previously supplied becomes incomplete or inaccurate.

(h) *Certified ethanol denaturant producer registration.* (1) Registration shall be on forms and use procedures prescribed by the Administrator, and shall include all the following information:

(i) The name, business address, contact name, email address, and telephone number of the ethanol denaturant producer.

(ii) For each separate ethanol denaturant production facility, the facility name, physical location, contact name, telephone number, and type of facility.

(iii) For each separate ethanol denaturant production facility—

(A) Whether records are kept on-site or off-site of the ethanol denaturant production facility.

(B) If records are kept off-site, the primary off-site storage facility name, physical location, contact name, and telephone number.

(2) EPA will supply a company registration number to each ethanol denaturant producer, and a facility registration number for each ethanol denaturant production facility that is identified. These registration numbers or those provided under § 80.1450 shall be used in all reports to the Administrator.

(3) Any ethanol denaturant producer shall submit updated registration information to the Administrator within thirty days of any occasion when the registration information previously supplied becomes incomplete or inaccurate.

(i) *Ethanol denaturant importer registration.* (1) Registration shall be on forms and use procedures prescribed by the Administrator, and shall include all the following information:

(i) The name, business address, contact name, and email address, telephone number of the importer.

(ii) For each importer's operations in a single PADD—

(A) Whether records are kept on-site at the registered address or off-site.

(B) If records are kept off-site, the primary off-site storage facility name, physical location, contact name, email address, and telephone number.

(2) EPA will supply a company registration number to each importer. This registration number shall be used in all reports to the Administrator.

§ 80.1651 Product transfer document requirements.

(a) *Gasoline, RBOB, CBOB, and oxygenates.* In addition to any other product transfer document requirements under this part 80, on each occasion that any person transfers custody or title to any gasoline, RBOB, CBOB, or oxygenate other than when gasoline

is sold or dispensed for use in motor vehicles at a retail outlet or wholesale purchaser-consumer facility, the transferor shall provide to the transferee documents which include all the following information:

(1) The name and address of the transferor.

(2) The name and address of the transferee.

(3) The volume of gasoline, RBOB, CBOB, or oxygenate which is being transferred.

(4) The location of the gasoline, RBOB, CBOB, or oxygenate at the time of the transfer.

(5) The date of the transfer.

(b) *Gasoline for export or with an exemption and California gasoline.* In addition to any other product transfer document requirements under this part 80, on each occasion when any person transfers custody or title to any gasoline for export or with an exemption under §§ 80.1654, 80.1655, 80.1656, or 80.1658, any of the following statements must be included on the product transfer document:

(1) For gasoline with a national security exemption under § 80.1655, "This gasoline is for use in vehicles, engines, or equipment under an EPA-approved national security exemption only."

(2) For gasoline with a research, development, or testing exemption under § 80.1656, "This gasoline is for research, development, or testing purposes only."

(3) For gasoline for use in American Samoa, Guam, and the Commonwealth of the Northern Mariana Islands under § 80.1658, "This is gasoline for use only in Guam, American Samoa, or the Northern Mariana Islands."

(4) For gasoline for export purposes, "This gasoline is for export only."

(5) For gasoline for racing purposes, "This gasoline is for racing purposes only."

(6) For California gasoline, pursuant to § 80.1654, "California gasoline".

(c) *Gasoline additive.* On each occasion when any person transfers custody or title to any gasoline additive intended to be used at less than 1 volume percent, other than when the gasoline additive is sold or dispensed for use in motor vehicles at a retail outlet or wholesale purchaser-consumer facility,